

**LEGISLATIVE SERVICES AGENCY  
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**FISCAL IMPACT STATEMENT**

**LS 6889**

**BILL NUMBER:** HB 1739

**NOTE PREPARED:** Feb 22, 2007

**BILL AMENDED:** Feb 20, 2007

**SUBJECT:** Sale of Handguns and Criminal History Data Fund.

**FIRST AUTHOR:** Rep. Pelath

**FIRST SPONSOR:**

**BILL STATUS:** CR Adopted - 1<sup>st</sup> House

**FUNDS AFFECTED:** ☒ **GENERAL**  
☒ **DEDICATED**  
**FEDERAL**

**IMPACT:** State

**Summary of Legislation:** *Form 4473:* This bill eliminates the requirement that a firearms dealer, after selling a handgun, must forward a copy of Bureau of Alcohol, Tobacco, Firearms and Explosives Form 4473, completed and signed by a handgun purchaser, to the State Police Department.

*Criminal History Data Fund:* The bill establishes the fund for the purpose of (1) operating and maintaining the central repository for criminal history data; and (2) establishing, operating, and maintaining an electronic system for the processing of handgun license applications and renewals. The bill permits money in the fund to be used to establish, operate, and maintain an electronic log to record the sale of ephedrine and pseudoephedrine. It provides that certain handgun license fees will be deposited in the fund, and repeals a provision requiring that certain handgun licensing fees be deposited in the General Fund.

**Effective Date:** July 1, 2007.

**Explanation of State Expenditures:** *Form 4473:* This provision should have little impact on the ISP in terms of administrative expenses. In fact, it could reduce administrative expenses. Currently, the ISP receives the form and retains them for about 30 days. The bill would eliminate the requirement that the ISP process and retain the form for this limited time. The information contained on the form would be available on a federal database.

*Criminal History Data Fund:* The fund is established for the purpose of providing funds for operating and maintaining the central repository for criminal history data; and establishing, operating, and maintaining an electronic system for the processing of handgun license applications and renewals. In addition, at the discretion of the superintendent of the Indiana State Police (ISP), the fund may be used to establish, operate,

or maintain an electronic log to record the sale of drugs containing ephedrine or pseudoephedrine.

The fund must be administered by the ISP. Expenses of administering the fund must be paid from money in the fund.

**Explanation of State Revenues:** (Revised) *Summary:* The impact to the state General Fund would be a reduction in revenues of \$1.1 M. This amount, which is currently deposited in the state General Fund, would instead be deposited in the Criminal History Data Fund.

The Treasurer of State must invest money in the Criminal History Data Fund not currently needed to meet the obligations of the fund in the same manner as other public money may be invested. Money in the fund at the end of a state fiscal year does not revert to the state General Fund.

*Background:* IC 10-13-3-40 (b) provided that if the amount of money that is deposited in the state General Fund during a fiscal year from handgun license fees exceeds \$1.1 M, the excess is appropriated from the state General Fund to the ISP for operating and maintaining the central repository for criminal history data or operating an electronic log to record the sale of drugs containing ephedrine or pseudoephedrine. The proposal repeals this provision.

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:** Attorney General; ISP.

**Local Agencies Affected:**

**Information Sources:** ISP.

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